



महाराष्ट्र शासन राजपत्र

असाधारण भाग आठ

वर्ष ४, अंक ८६(३)]

शनिवार, डिसेंबर १५, २०१८/अग्रहायण २४, शके १९४० [पृष्ठे २, किंमत : रुपये २७.००

असाधारण क्रमांक १७३

प्राधिकृत प्रकाशन

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम आणि विधि व न्याय विभागाकडून आलेली विधेयके (इंग्रजी अनुवाद).

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in English of the Code of Civil Procedure (Maharashtra Amendment) (Amendment) Act, 2018 (Maharashtra Act No. LXXII of 2018), is hereby published under the authority of the Governor.

By order and in the name of the Governor of Maharashtra,

RAJENDRA G. BHAGWAT,
Secretary (Legislation) to Government,
Law and Judiciary Department.

MAHARASHTRA ACT No. LXXII OF 2018.

(First published, after having received the assent of the Governor in the "Maharashtra Government Gazette", on the 15th December 2018).

An Act to amend the Code of Civil Procedure (Maharashtra Amendment) Act, 2018.

Mah.
LXI of
2018. WHEREAS it is expedient to amend Code of Civil Procedure (Maharashtra Amendment) Act, 2018, for the purposes hereinafter appearing; it is hereby enacted in the Sixty-ninth Year of the Republic of India as follows :—

1. This Act may be called the Code of Civil Procedure (Maharashtra Short title. Amendment) (Amendment) Act, 2018.

Amendment of
section 3 of
Mah. LXI of
2018.

2. In section 3 of the Code of Civil Procedure (Maharashtra Amendment) Act, 2018, for clause (1), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 27th June 2018, being the date of commencement of the said Act, namely :—

Mah. LXI
of 2018.

“(1) where consideration of a preliminary issue framed under section 9A is pending on the date of commencement of the Code of Civil Procedure (Maharashtra Amendment) Act, 2018 (hereinafter, in this section, referred to as “the Amendment Act”), the said issue shall be decided and disposed of by the Court under section 9A, as if the said section 9A has not been deleted;”.

Savings.

3. Nothing in this Act shall affect the decrees passed by a Civil Court during the period commencing from the 27th June 2018 being the date of commencement of the Code of Civil Procedure (Maharashtra Amendment) Act, 2018 and ending on the date of publication of this Act in the *Maharashtra Government Gazette*.

Mah. LXI
of 2018.